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ORDINANCE NO. 2012 – ____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA; AMENDING CHAPTER 22 OF THE LAKE COUNTY CODE ENTITLED IMPACT FEES; AMENDING ARTICLE III, ENTITLED TRANSPORTATION IMPACT FEES, SECTION 22-37, ENTITLED IMPOSITION, TO EXTEND THE SUSPENSION OF TRANSPORTATION IMPACT FEE COLLECTION UNTIL MARCH 1, 2013; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners wishes to stimulate the local economy by encouraging economic development and promoting job creation; and

WHEREAS, on March 2, 2010, the Board did enact Ordinance No. 2010-10 for the purpose of suspending the collection of transportation impact fees for a period of one year; and

WHEREAS, the Board now finds it is in the best interests of the citizens of Lake County to extend the suspension of transportation impact fees for an additional year.

Section 1. Recitals. The foregoing recitals are true and correct and incorporated herein by reference.

Section 2. **Amendment.** Section 22-37 of the Lake County Code, entitled ‘Imposition,’ is hereby amended to read as follows:

Sec. 22-37. Imposition.

(a) The imposition of transportation impact fees on new development shall be suspended for a period beginning on March 2, 2010 and extending through March 1, ~~2012~~ 2013. The suspension shall not apply to pre-payments, concurrency reservation accounts, deferral agreements unless the agreement specifically allows, or the use of impact fee credits.

(b) Transportation impact fees shall be determined as follows:

* * *

{The remainder of this Section shall remain unchanged.}

Section 3. Severability. If any section, sentence, clause, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this Ordinance.

Section 4. Inclusion in the Code. It is the intent of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Lake County Code and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 5. Filing with the Department of State. The clerk shall be and is hereby directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State of Florida.

Section 6. Effective. This Ordinance shall become effective as provided for by law.

Enacted this _____ day of _____, 2012.

Filed with the Secretary of State _____, 2012.

Effective _____, 2012.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA

Neil Kelly, Clerk of the
Board of County Commissioners
of Lake County, Florida

Leslie Campione, Chairman

This _____ day of _____, 2012.

Approved as to form and legality:

Sanford A. Minkoff
County Attorney